IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO. 166 OF 2006

IN

WRIT PETITION (L) No.1477 of 2006

Shri S. Ramkrishna Nayak & Anr. .. Petitioners

versus

The State of Maharashtra & Ors. .. Respondents

And

Suhas Modi Co-op. Housing Society

(Proposed) .. Applicant.

...

Mr.Vijay Thorat a/w H.S. Anand for the petitioner.

Mr.Pradeep Jadhav AGP for respondent no.1.

Mr.G.D. Utangale for respondent no.2.

Mr.S.G. Surana in support of chamber summons.

CORAM : D.G. KARNIK, J

DATED : 11th July 2006.

P.C.:

1. This Chamber Summons is taken out by the proposed society for the purpose of joining it as a

party to the Writ Petition.

2. The Writ Petition has been filed by the petitioner challenging the acquisition proceedings which were initiated at the instance of the proposed society. In the circumstances, the proposed society is a necessary or in any event proper party to the petition. Chamber Summons is therefore allowed. The applicant shall carry out the amendment within a period of one week.

3. Mr.Surana, learned counsel for the proposed society waives service on joining as a party, subject to the petitioner furnishing a copy of the writ petition to him.

(D.G. KARNIK, J)